THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.14998 of 2007

16.7.2007

Between:

Kosaraju Raja Kumar, S/o.Seetharamaiah

… Petitioner

AND

The Commissioner, Survey, Settlements & Land Records,
Government of Andhra Pradesh, Narayanaguda, Hyderabad
And others

… Respondents

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WRIT PETITION No.14998 of 2007

ORDER:

The petitioner was allegedly assigned the land admeasuring Acs.5.00 in R.S.No.329 situated at Epigunta village, on provisional basis. He allegedly constructed a house thereon, raised mango and cashew gardens and is staying in the land. When there was a dispute regarding boundary between the petitioner and the neighbours, he filed an application on 06.11.2006 requesting fifth respondent to take up survey and fix the boundaries, in vain. Therefore, he filed the instant writ petition.

The petitioner was allegedly granted provisional assignment in 1974 and thereafter he obtained necessary Pattadar Pass Books and is in possession of the land. If that be so, if there is any dispute regarding the boundary with the neighbours, remedy of the petitioner is to approach Civil Court. Be that as it is, if the petitioner seeks survey of the land by respondents 4 and 5, this Court cannot compel them to complete the survey within a stipulated time. Petitioner has to pursue the remedy with respondents 4 and 5.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

July 16, 2007
YS